



OFFICE OF THE CLERK/TREASURER

City of Burlington

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MINUTES

LOCAL CONTROL SUB-COMMITTEE

WEDNESDAY, JUNE 9, 2010

CONFERENCE ROOM 12, CITY HALL

5:00 P.M.

Present: Commissioners Emma Mulvaney-Stanak, David Berezniak, Chairman Vince Dober; City Attorney's Office, Nikki Fuller; Clerk/Treasurer's Office, Lori Olberg, Jessica Frank.

The meeting was called to order by Chairman Dober at 5:05p.m.

1. **AGENDA**

A motion was made by Commission Mulvaney-Stanak, seconded by Chairman Dober to add items 4.5 Outside Consumption for Sky Burgers, 4.6 T-Ruggs Renewal for T-Ruggs, 4.6.01 Communication from Attorney Gene Bergman, 4.6.02 Outside Consumption Permit for T-Ruggs. Passed 2-0.

2. **CONSENT AGENDA**

2.01. **COMMUNICATION:** Lori Olberg, Licensing, Voting and Records Coordinator, re: Request for Catering Log

2.02. **COMMUNICATION:** Samara Fitzgerald, Executive Secretary, Department of Liquor Control, Education, Licensing & Enforcement Division, re: Violation of General Regulation Number 22, Administrative Penalty Fee paid \$200, St. John's Club, March 22, 2010

2.03. **COMMUNICATION:** William J. Goggins, Director, Education, Licensing & Enforcement Divisions, Vermont Department of Liquor Control, re: Administrative Notice of Agency Action #415, Samuel de Champlain Club, April 28, 2010

A motion was made by Commissioner Mulvaney-Stanak, seconded by Chairman Dober to waive the reading, accept the communication and place it on file. Passed 2-0.

David Berezniak joined the meeting

3. **FIRST CLASS RESTAURANT LIQUOR LICENSE APPLICATION (2010-2011):**

Patra Café, 9 Center Street

A motion was made by Commissioner Mulvaney-Stanak, seconded by Commissioner Berezniak to approve the application. Wendy Piotrowski was present on behalf of Petra Café. Passed 3-0.

3.01. **OUTSIDE CONSUMPTION PERMIT APPLICATION (2010-2011):**

Patra Café, 9 Center Street

A motion was made by Commissioner Mulvaney-Stanak, seconded by Commissioner Berezniak to approve the application. Wendy Piotrowski was present on behalf of Petra Café. It was then noted that the City Attorney's office had not yet seen the license agreement for and therefore the item should be tabled. The motion was then amended by Commissioner Mulvaney-Stanak, seconded by Commissioner Berezniak to table the item until the next meeting. Passed 3-0.

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4. **SECOND CLASS STORE LIQUOR LICENSE APPLICATION (2010-2011):**

Glickmerica, LLC, d/b/a VTBBB Retail Store, 173 College Street

A motion was made by Commissioner Berezniak, seconded by Commissioner Mulvaney-Stanak to approve the application. Dave Glickman was present on behalf of VTBBB. Passed 3-0.

4.5. **OUTSIDE CONSUMPTION PERMIT APPLICATION (2010-2011):**

Sky Burgers

A motion was made by Commissioner Mulvaney-Stanak, seconded by Commissioner Berezniak to approve the application. Sky Kenny was present on behalf of the establishment Passed 3-0.

4.6 **FIRST CLASS CABARET LIQUOR LICENSE RENEWAL (2010-2011):**

T-Ruggs Tavern

A motion was made by Commissioner Berezniak, seconded by Commissioner Mulvaney-Stanak to approval the renewal for T-Ruggs. Tom Rugg was present on behalf of the establishment. It was noted that they would be changing the occupancy load soon to have 66 people inside and 30 people on the back deck outside. A condition was added that a crowd control plan needed to put in place and given to the Fire Marshal's office. Employees need to take DLC training. Passed 3-0.

4.6.01 **COMMUNICATION from Gene Bergman**

A motion was made by Commissioner Mulvaney-Stanak, seconded by Commissioner Berezniak to accept the communication. Passed 3-0.

4.6.02 **OUTSIDE CONSUMPTION PERMIT RENEWAL (2010-2011):**

T-Ruggs Tavern

A motion was made by Commissioner Berezniak, seconded by Commissioner Mulvaney-Stanak to approve the renewal with the same conditions as the License Renewal. Passed 3-0.

5. **DISCUSSION: Das Bierhaus**

There was a discussion regarding Das Bierhaus as they are selling more alcohol than food, currently 75% more alcohol. Nick Karabelas was present on behalf of Das Bierhaus. It was noted by Chairman Dober that he would like the establishment to come back for the June 23rd meeting with an action plan that will address the issues. Nick said he would get the materials to Lori by June 18th.

6. **OTHER BUSINESS:**

None

7. **ADJOURNMENT**

A motion was made by Commissioner Mulvaney-Stanak, seconded by Commissioner Berezniak to adjourn the meeting at 5:50p.m. Passed 3-0.

CITY COUNCIL LICENSE COMMITTEE
WEDNESDAY, JUNE 9, 2010

Present: Commissioners Emma Mulvaney-Stanak, David Berezniak, Chairman Vince Dober; City Attorney's Office, Nikki Fuller; Clerk/Treasurer's Office, Lori Olberg, Jessica Frank.

The meeting was called to order by Chairman Dober at 5:50p.m.

1. **AGENDA**

A motion was made by Commissioner Mulvaney-Stanak, seconded by Commissioner Berezniak to add item 6.5 License Agreement for Sky Burgers, 6.6 Outdoor Entertainment Application for Sky Burgers, 6.7 CCTA Agreement, 6.8 Indoor Entertainment Permit for T-Ruggs Tavern. Passed 3-0.

2. **CONSENT AGENDA**

None

3. **INDOOR ENTERTAINMENT PERMIT APPLICATION (2010-2011):**

Patra Café, 9 Center Street

A motion was made by Commissioner Berezniak, seconded by Commissioner Mulvaney-Stanak to approve the application. With amended application to include NO dancing and NO karaoke. Passed 3-0.

4. **INDOOR ENTERTAINMENT PERMIT APPLICATION (2010-2011):**

One Pepper Grill, 260 North Street

No one was present on behalf of the establishment therefore a motion was made by Commissioner Mulvaney-Stanak, seconded by Commissioner Berezniak to table the item. Passed 3-0.

5. **INDOOR ENTERTAINMENT PERMIT APPLICATION (2010-2011):**

Hen Zen, Inc., d/b/a Miguels on Main, 30 Main Street

A motion was made by Commissioner Berezniak, seconded by Commissioner Mulvaney-Stanak to approve the application. Adriana Henzel was present on behalf of the establishment. It was noted that the hours of operation would be Monday-Friday 4pm-1am Saturday and Sunday noon-1am, with dancing and a DJ on Friday nights only. Passed 3-0.

6. **OUTDOOR ENTERTAINMENT PERMIT APPLICATION (2010-2011):**

Hen Zen, Inc., d/b/a Miguels on Main, 30 Main Street

A motion was made by Commissioner Berezniak, seconded by Commissioner Mulvaney-Stanak to approve the application. Adriana Henzel was present on behalf of the establishment. It was noted the hours would be Monday-Thursday 4pm-11pm Friday- 4pm-12am, Saturday 12pm-12am and Sunday 12pm-11pm. Dancing and DJ on Friday nights only. Passed 3-0.

6.5 **AGREEMENT FOR SKY BURGERS:**

A motion was made by Commissioner Mulvaney-Stanak, seconded by Commissioner Berezniak to table the item until June 23rd as the City Attorney's Office has not yet reviewed the agreement. Passed 3-0.

6.6 **OUTDOOR ENTERTAINMENT APPLICATION (2010-2011):**

Sky Burgers

After some discussion Sky Kenny decided to withdraw his application.

- 6.7 **CCTA LICENSE AGREEMENT 6-New Bus Stop Shelters:**
A motion was made by Commissioner, Mulvaney-Stanak, seconded by Commissioner Berezniak to approve the agreement. Passed 3-0.
- 6.8 **INDOOR ENTERTAINMENT RENEWAL (2010-2011)**
T-Ruggs
A motion was made by Commissioner Mulvaney-Stanak, seconded by Commissioner Berezniak to approve the renewal. Passed 3-0.
7. **DISCUSSION: Paperless Packets**
After some discussion it was decided that the committee should have a work session at some point to go over how the committee should go paperless.
8. **OTHER BUSINESS**
None
9. **ADJOURNMENT**
A motion was made by Commissioner Mulvaney-Stanak, seconded by Commissioner Berezniak to adjourn the meeting at 6:50p.m. Passed 3-0.